

# Court of Appeals, State of Michigan

## ORDER

People of MI v William Roger Dekeyzer

Docket No. 281207

LC No. 06-003248-FC

Bill Schuette  
Presiding Judge

William C. Whitbeck

Donald S. Owens  
Judges

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The motion for reconsideration of this Court's August 25, 2008 order denying defendant's motion to remand is DENIED. In addition to being an improper attempt to expand the scope of the initial motion to remand, defendant's argument regarding a potential ineffective assistance of counsel claim is not appropriately supported by an affidavit or offer of proof regarding the facts to be established at a hearing. MCR 7.211(C)(1)(a). Further, we are not convinced that this Court is unable to adequately determine whether the trial court abused its discretion by denying the motion for a new trial based on newly discovered evidence from the existing record given that the critical newly discovered evidence is contained in Dr. Faremouth's affidavit which has already been presented to the trial court.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 26 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk